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15 Attorneys for Plaintiffs

16 *Defendant's Counsel Listed on the Next Page*

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

29 CORNELIUS CLARK, CHESTER LEWIS,
30 DAVID MCFARLIN II, JOHN PONDS, AND
31 GARRANT COSEY, on behalf of themselves and
32 all other persons similarly situated,

33 Plaintiffs,
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35 vs.
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37 ANNA'S LINENS, INC.,
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39 Defendant.

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CLASS ACTION

79 Case No. C05-02670-MMC

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10 Attorneys for Defendant

STIPULATION

Plaintiffs Cornelius Clark, Chester Lewis, David McFarlin II, John Ponds, and Garrant Cosey (“Plaintiffs”) and Defendant Anna’s Linens, Inc. (“Anna’s Linens”) by and through their counsel of record agree that additional time is needed to complete discovery and other the activities necessary to prosecute and defend the motion for class certification that Plaintiffs will file in this case. Specifically, pursuant to the August 1, 2006 Order of Chief Magistrate Judge Larson, Anna’s Linens has been ordered to produce certain documents to Plaintiffs. Anna’s Linens has informed Plaintiffs that it will complete such production no later than August 18, 2006. The revised deadlines set forth in this proposed stipulation reflect this production schedule. The Parties, hereby stipulate and respectfully request that the Court modify, approve, and adopt the Class Certification Discovery and Briefing Schedules as follows:

Non-Expert Discovery Schedule

Complete non-expert interrogatories and document discovery by	11/13/06
Complete non-expert depositions (<i>e.g.</i> , Parties, Fed.R.Civ.P. 30(b)(6) deponents, witnesses and records custodians) by	11/13/06

Expert Discovery and Reports

Plaintiffs to provide Fed.R.Civ.P. 26(a)(2) expert disclosures by	9/18/06
Plaintiffs' expert(s) to be made available for deposition by	10/2/06
Defendants to provide Fed.R.Civ.P. 26(a)(2) expert disclosures by	10/23/06
Defendants' expert(s) to be made available for deposition by	11/6/06
Plaintiffs to serve rebuttal expert reports by	11/20/06
Defendant to serve supplemental expert reports by	12/4/06
Expert discovery cut-off	12/4/06

Class Certification Briefing Schedule

Motion for Class Certification to be filed by	12/11/06
Defendants' Opposition to Class Certification to be filed by	1/11/07
Plaintiffs' Reply to be filed by	1/21/07
Hearing on Motion for Class Certification (on or after)	2/5/07

1 SO STIPULATED.
2

3 Dated: August 17, 2006

Respectfully submitted,

4 /s/

Teresa Demchak

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26 ATTORNEYS FOR DEFENDANT

ORDER

The Court has considered the above Stipulation, and good cause appearing therefor, the Court modifies, approves, and hereby ORDERS the following schedule and deadlines for class certification discovery and briefing:

Non-Expert Discovery Schedule

Complete non-expert interrogatories and document discovery by	11/13/06
Complete non-expert depositions (<i>e.g.</i> , Parties, Fed.R.Civ.P. 30(b)(6) deponents, witnesses and records custodians) by	11/13/06

Expert Discovery and Reports

Plaintiffs to provide Fed.R.Civ.P. 26(a)(2) expert disclosures by	9/18/06
Plaintiffs' expert(s) to be made available for deposition by	10/2/06
Defendants to provide Fed.R.Civ.P. 26(a)(2) expert disclosures by	10/23/06
Defendants' expert(s) to be made available for deposition by	11/6/06
Plaintiffs to serve rebuttal expert reports by	11/20/06
Defendant to serve supplemental expert reports by	12/4/06
Expert discovery cut-off	12/4/06

Class Certification Briefing Schedule

Motion for Class Certification to be filed by	12/11/06
Defendants' Opposition to Class Certification to be filed by	1/11/07
Plaintiffs' Reply to be filed by	1/21/07
Hearing on Motion for Class Certification (on or after)	2/5/07

IT IS SO ORDERED.

DATED: August 18, 2006

Maxine M. Chesney
THE HONORABLE MAXINE M. CHESNEY
UNITED STATES DISTRICT JUDGE